

The Georgia Board of Nursing met August 13, 2015 via telephone conference from the Professional Licensing Boards Division of the Georgia Secretary of State, located at 237 Coliseum Drive, Macon, Georgia 31217.

## **THURSDAY, AUGUST 13, 2015**

### **MEMBERS PRESENT**

Brenda Rowe, RN, MN, JD, President  
Kellie R. Lockwood, RN, MSN, Vice President  
Tammy Burdeaux, RN, BSN, CRNI  
Fredettina (Tina) Fletcher, LPN  
Dellarie Shilling, RN, MSN, FNP-B  
Merry Fort, RN  
Amy Hooper, LPN  
Nancy Barton, RN, MSN  
Linda Floyd, RN, EdD, PMHNP-BC, CNL  
Tammy Burdeaux, RN, BSN, CRNI

### **MEMBERS ABSENT**

Andrea Phipps, LPN  
Ashley Barnett, Consumer  
Katherine Mann, RN, CRNA  
Rhonda A. Scott, PhD, RN, CS

### **STAFF PRESENT**

Jim Cleghorn, Executive Director  
Amelia Baker, JD, Assistant Attorney General  
Janet Freeman, RN, BSN, Nursing Consultant - Legal/Discipline  
Tara Miller, RN, BSN, Nursing Consultant – Legal/Discipline  
Edye Tillman-Johnson, RN, BSN, Nursing Consultant – Legal/Discipline  
Jansen Balisi, Legal Services

Rowe called the meeting to order at 4:00 p.m. on Thursday, August 13, 2015. A quorum to conduct disciplinary matters was determined to exist.

### **EXECUTIVE SESSION**

Lockwood moved, Hooper seconded and the Board voted to enter into **Executive Session** in accordance with O.C.G.A. §§43-1-2(k); 43-1-19(h); 43-26-5(c) and 43-26-11, to deliberate on applications and enforcement matters and to receive information on applications, investigative cases and pending cases. The motion passed unanimously.

At the conclusion of the Executive Session on Thursday, August 13, 2015, Lockwood declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. §§ 50-14-1 et seq. No votes were taken during executive session.

### **LEGAL SERVICES**

(**RNI**=Registered Nurse Investigative Case Number, **LPNI**=Licensed Practical Nurse Investigative Case Number)

**LPN087552** – Hooper moved to refer to investigations for handservice. If no response, refer to the September 2015 meeting. Lockwood seconded the motion and it carried unanimously.

**RNI148288** – Floyd moved to rescind the previous motion and close the case with Letter of Concern. Fort seconded the motion and it carried unanimously.

**RNI140036** – Barton moved to amend to a private consent order with the same terms as the previous order. Fletcher seconded the motion and it carried unanimously.

**CASE REVIEW (Legal and Discipline cases)**

**(RNI=Registered Nurse Investigative Case Number, LPNI=Licensed Practical Nurse Investigative Case Number)**

**LPNI140009** – Floyd moved to refer to the Attorney General's office for a public reprimand to include one (1) year probation, quarterly reports (personal, employer), courses in Ethics, Professional Accountability, Documentation, and a fine of \$500 for unprofessional conduct. Fort seconded the motion and it carried unanimously.

**RNI120656** – Burdeax moved to refer to the Attorney General's office for a public consent order to include three (3) years probation, two (2) years narcotic restrictions, quarterly reports (personal, employer), random quarterly drug screens, substance abuse stipulations, work setting restrictions and a fine of \$500 for unprofessional conduct. Hooper seconded the motion and it carried unanimously.

**RNI110520** – Floyd moved to refer to the Attorney General's office for a public consent order to include five (5) years probation, two (2) years narcotic restrictions, quarterly reports (personal, employer, aftercare, psychotherapy), substance abuse stipulations, and work setting restrictions. Lockwood seconded the motion and it carried unanimously.

**RNI1660099** – Floyd moved to license with a public consent agreement tracking criminal probation or allow to seek licensure after completion of criminal probation and license with letter of concern upon completion of criminal probation. Hooper seconded the motion and it carried unanimously.

**RNI150352** – Barton moved to refer to the Attorney General's office for public consent order to include five (5) years probation, two (2) years narcotics restriction, quarterly reports (personal, employer, aftercare), substance abuse stipulations, work setting restrictions, and a fine of \$500 for unprofessional conduct. Fort seconded the motion and it carried unanimously.

**RNI140529** – Lockwood moved to table until the September 2015 meeting. Barton seconded the motion and it carried unanimously.

**RNI160025** – Hooper moved to refer to legal services for an outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Lockwood seconded the motion and it carried unanimously.

**RNI150035**– Barton moved to refer to the Attorney General's office for a public consent order to include five (5) years probation, two (2) years narcotic restrictions, quarterly reports (personal, employer, aftercare), substance abuse stipulations, and a fine of \$500 for unprofessional conduct. Licensee must document five (5) years sobriety to petition to lift. Fletcher seconded the motion and it carried unanimously.

**RNI140564** – Hooper moved to close the case. Floyd seconded the motion and it carried unanimously.

**RNI160046** – Hooper moved to refer to legal services for an expedited outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Fort seconded the motion and it carried unanimously.

**RNI150849** – Hooper moved to refer to the Attorney General's office for a public consent order to include five (5) years probation, two (2) years narcotic restrictions, quarterly reports (personal, employer, aftercare, psychotherapy), substance abuse stipulations, and fine of \$500 for unprofessional conduct. Barton seconded the motion and it carried unanimously.

**RNI151139** – Hooper moved to refer to the Attorney General's office for a private consent order to include five (5) years monitoring, two (2) years narcotic restrictions, and quarterly reports (personal, employer, aftercare, psychotherapy). Licensee may petition to lift narcotic restrictions after one (1) year. Fletcher seconded the motion and it carried unanimously.

**RNI150696** - Shilling moved to refer to the Attorney General's office for a public consent order to include three (3) years probation, (2) years narcotic restrictions, quarterly reports (personal, employer, medication management), and random quarterly drug screens by the treating physician. Fletcher seconded the motion and it carried unanimously.

**RNI151066** – Burdeax moved to refer to legal services for a mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Fort seconded the motion and it carried with Barton abstaining.

**RNI150027** – Barton moved to refer to the Attorney General's office for a public consent order to include five (5) years probation, two (2) years narcotic restrictions, quarterly reports (personal, employer, aftercare, psychotherapy), restrict prescriptive authority for two (2) years, and a fine of \$500 for unprofessional conduct. Fletcher seconded the motion and it carried unanimously.

**RNI140579** – Fletcher moved to refer to the Attorney General's office for a public consent order to include three (3) years probation, quarterly reports (personal, employer), random quarterly drug screens, work setting restrictions, and fine of \$500 for unprofessional conduct. Barton seconded the motion and it carried unanimously.

**LPNI150567** – Lockwood moved to refer to the Attorney General's office for a summary suspension. Fletcher seconded the motion and it carried unanimously.

#### **ATTORNEY GENERAL'S OFFICE**

(RNI=Registered Nurse Investigative Case Number, LPNI=Licensed Practical Nurse Investigative Case Number)

**RNI120517**– Fletcher moved to refer to the Attorney General's office for a public consent order to include five (5) years probation, two (2) years narcotic restrictions, and quarterly reports (personal, employer, aftercare). Licensee must be weaned from suboxone within six (6) months. If not, refer to the Attorney General's office for an indefinite suspension/voluntary surrender of licensure until licensee can document discontinuation of suboxone therapy. Fort seconded the motion and it carried unanimously.

**RNI151215** – Fletcher moved to reinstate with the same terms. Licensee may petition for lifting upon submission of documentation of four (4) years sobriety. May petition for lifting of narcotic restrictions with twelve (12) months documented sobriety. Fort seconded the motion and it carried unanimously.

**RNI150954** – Barton moved to remove the psychotherapy requirement. Hooper seconded the motion and it carried unanimously.

#### **PETITION WAIVER – CATHY GAJEWSKI**

Lockwood moved to grant the request for a waiver. Floyd seconded the motion and it carried unanimously.

#### **PETITION WAIVER – MARIE M NORFLEURY**

Fletcher moved to grant the request for a waiver. Floyd seconded the motion and it carried unanimously.

#### **PETITION WAIVER – JOAN PADILLA**

Shilling moved to deny request for a waiver based on failure to meet statutory requirement regarding documentation of undue hardship caused by the rule. Fletcher seconded the motion and it carried unanimously.

#### **PETITION WAIVER – LAVERNE SAMPSON**

Hooper moved to deny request for a waiver based on failure to meet statutory requirement regarding documentation of undue hardship caused by the rule. Fort seconded the motion and it carried unanimously.

#### **PRIVATE CONSENT AGREEMENTS FOR FAILURE TO DISCLOSE**

Burdeaux moved to ratify the Private Consent Agreements for licensure with a fine for failure to disclose arrest(s)/disciplinary action on applications that were issued according to the Board's policies.

LPNI160026	RNI160060	RNI160094	RNI160134	RNI160139	LPNI160026	LPNI160035
LPNI160028	LPNI160065	LPNI160060				

Shilling seconded the motion and it carried unanimously.

## PRIVATE CONSENT AGREEMENTS FOR UNLICENSED AND UNAUTHORIZED PRACTICE

Hooper moved to ratify the Private Consent Agreements for unlicensed/unauthorized practice that were issued according to the Board's policies.

<b>RNI160057</b>	<b>RNI160059</b>	<b>RNI160089</b>	<b>RNI160088</b>	<b>RNI160098</b>	<b>RNI160123</b>	<b>RNI160124</b>
<b>LPNI160027</b>	<b>LPNI160054</b>	<b>LPNI160037</b>	<b>LPNI160033</b>	<b>LPNI160046</b>	<b>LPNI160055</b>	<b>LPNI160056</b>

Shilling seconded the motion and it carried unanimously.

### INVESTIGATIVE COMMITTEE A

(LPNI = Licensed Practical Nurse Investigative Case Number) (RNI=Registered Nurse Investigative Case Number)

Barton moved to ratify the following cases from the investigative committee meeting:

<b>LPNI150520</b>	<b>RNI151158</b>	<b>LPNI140142</b>	<b>RNI150092</b>	<b>RNI150498</b>	<b>LPNI150456</b>	<b>RNI140194</b>
<b>RNI140104</b>	<b>RNI150367</b>	<b>RNI130151</b>	<b>RNI150994</b>	<b>RNI160018</b>	<b>RNI160019</b>	<b>LPNI130190</b>
<b>RNI140347</b>	<b>RNI160054</b>	<b>RNI160074</b>	<b>RNI160073</b>	<b>LPNI150415</b>		

Hooper seconded the motion and it carried unanimously.

### INVESTIGATIVE COMMITTEE B

(LPNI = Licensed Practical Nurse Investigative Case Number) (RNI=Registered Nurse Investigative Case Number)

Barton moved to ratify the following cases from the investigative committee meeting:

<b>RNI130086</b>	<b>LPNI076364</b>	<b>LPNI150528</b>	<b>RNI150888</b>	<b>RNI150778</b>	<b>RNI150767</b>	<b>RNI151224</b>
<b>RNI151225</b>	<b>RNI160050</b>	<b>RNI151227</b>	<b>RNI111002</b>	<b>RNI140201</b>	<b>RNI151232</b>	<b>LPNI150553</b>
<b>RNI160035</b>	<b>RNI151319</b>	<b>LPNI160014</b>				

Hooper seconded the motion and it carried unanimously.

### REQUEST TO LIFT NARCOTIC RESTRICTIONS

(RNI=Registered Nurse Investigative Case Number, LPNI=Licensed Practical Nurse Investigative Case Number)

Fort moved to accept the following recommendations for the cases listed below:

	RECOMMENDED ACTION
<b>RNI130217</b>	Lift narcotics restriction

Hooper seconded the motion and it carried unanimously.

### ORDER TERMINATIONS BETWEEN MEETINGS

(RNI=Registered Nurse Investigative Case Number, LPNI=Licensed Practical Nurse Investigative Case Number)

Barton moved to accept the following terminations of probation between meetings.

**Hobby, Barbara A**      **Saghy, Suzan Lynn**      **Howell III, Curtis Clayton**

Lockwood seconded the motion and it carried unanimously.

The meeting adjourned at 6:20 p.m.

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Brenda Rowe, RN, MN, JD, ***President***

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James D. Cleghorn, ***Executive Director***